

The opinion in support of the decision being entered today was not written for publication in a law journal and is not binding precedent of the Board.

Paper No. 35

UNITED STATES PATENT AND TRADEMARK OFFICE

MAILED

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

MAY 21 2003

PAT. & T.M. OFFICE
BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte RANDALL B. METCALF

Appeal No. 2002-2049
Application No. 08/749,766

ORDER PURSUANT TO 37 CFR § 1.14(g)

A merits panel entered a decision accompanied by an opinion on May 2, 2003 (Paper No. 34, attached). The Board is of the opinion that the decision should be published.

Accordingly, it is

ORDERED that within one (1) month of the date of this order, applicant(s) may file an objection complying with all of the provisions of 37 CFR § 1.14(g)(2).

Appeal No. 2002-2049
Application No. 08/749,766

It is

FURTHER ORDERED that to avoid any possibility of the Board overlooking any objection, it is requested that any objection be filed by fax (703-308-7953).¹

It is

FURTHER ORDERED that counsel should indicate whether they wish to appear as counsel of record when the opinion is published, and if so, how counsel should be listed.

BOARD OF PATENT APPEALS
AND INTERFERENCES



AMALIA L. SANTIAGO
Chief Board Administrator
(703) 308-9797

ALS:clm

¹ In this respect, it is noted that an objection cannot be based on a trade secret rationale given the publication as patents of the parent and great-grandparent.

Appeal No. 2002-2049
Application No. 08/749,766

Mintz, Levin, Cohn, Ferris,
Glovsky & Popeo, P.C.
12010 Sunset Hills Road
Suite 900
Reston, VA 20190